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PRE-APPEAL BRIEF REQUEST FOR REVIEW		Docket Number (Optional)
		JAR-1035-580
Application Number		Filed
10/529,225		March 25, 2005
First Named Inventor		TANAKA
Art Unit	Examiner	
2871	Dudek, J.	

Applicant requests review of the final rejection in the above-identified application. No amendments are being filed with this request.

This request is being filed with a notice of appeal.

The review is requested for the reason(s) stated on the attached sheet(s).  
Note: No more than five (5) pages may be provided.

I am the

☐ Applicant/Inventor

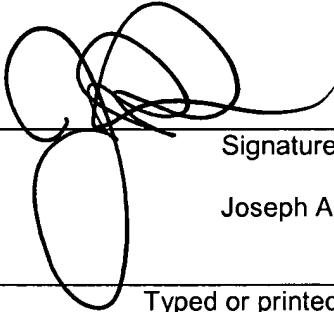
☐ Assignee of record of the entire interest. See 37 C.F.R. § 3.71. Statement under 37 C.F.R. § 3.73(b) is enclosed. (Form PTO/SB/96)

☒ Attorney or agent of record 37,515  
(Reg. No.)

☐ Attorney or agent acting under 37CFR 1.34.  
Registration number if acting under 37 C.F.R. § 1.34 \_\_\_\_\_

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below.\*

☒ \*Total of 1 form/s are submitted.

  
\_\_\_\_\_  
Signature  
Joseph A. Rhoa  
\_\_\_\_\_  
Typed or printed name  
703-816-4043  
\_\_\_\_\_  
Requester's telephone number  
January 15, 2008  
\_\_\_\_\_  
Date

This collection of information is required by 35 U.S.C. 132. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11, 1.14 and 41.6. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop AF, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Patent Application of

TANAKA et al

Atty. Ref.: 1035-580; Confirmation No. 8832

Appl. No. 10/529,225

TC/A.U. 2871

Filed: March 25, 2005

Examiner: Dudek, J.

For: TRANSFLECTIVE LIQUID CRYSTAL DISPLAY PANEL, 2D/3D SWITCHING TYPE  
LIQUID CRYSTAL DISPLAY PANEL, AND 2D/3D SWITCHING TYPE LIQUID  
CRYSTAL DISPLAY

\* \* \* \* \*

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**PRE-APPEAL BRIEF REQUEST FOR REVIEW**

Pursuant to the OG Notice of July 12, 2005, applicant hereby requests a pre-appeal brief review of this case for at least the following reasons.

Claim 9 stands rejected under Section 103(a) as being allegedly unpatentable over Jisaki '939 in view of a plurality of references. This Section 103(a) rejection is respectfully traversed.

Claims 9 and 11 require a diffuser processed layer provided only (or substantially only) in a portion corresponding to the reflective region, wherein *the diffuser comprises a plurality of light scattering particles in a resin, the particles and resin having different indices of refraction*. Thus, this cannot be a layer extending continuously across the entire panel. For example and without limitation, see the instant specification at page 26, line 21, to page 27, line 4.

Jisaki fails to disclose or suggest the above feature of claims 9 and 11. Jisaki forms bumps at the top of layer 23 to cause asperities to be formed in the reflective electrode 25 for light scattering purposes in the reflective region, but fails to disclose or suggest using layer 23 as a diffuser by providing light scattering particles in a resin. Thus, even the alleged combination fails to meet the above feature of claims 9 and 11.

Claims 10 and 12 have been amended to require that *the diffuser is located on an opposite side of the liquid crystal layer than a reflective electrode of the reflective region*. For example and without limitation, Fig. 1 of the instant application illustrates that the diffuser 122b is located on an opposite side of the liquid crystal layer 13 than a reflective electrode 144 of the reflective region. Jisaki fails to disclose or suggest this feature. Instead, Jisaki teaches directly away from this feature because Jisaki requires that layer 23 be on the same side of the liquid crystal layer as reflective pixel electrode 25. Again, even the alleged combination fails to meet this feature of claims 10 and 12.

It is respectfully requested that all rejections be withdrawn. All claims are in condition for allowance. If any minor matter remains to be resolved, the Examiner is invited to telephone the undersigned with regard to the same.

TANAKA et al.

Appl. No. 10/529,225

Respectfully submitted,

**NIXON & VANDERHYE P.C.**

By: 

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